

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

WILLARD F. BREHM, Trustee of the)
Willard F. Brehm Trust, GLADYS M.)
BREHM, Trustee of the Gladys M.)
Brehm Trust, ALVENA T. FROST,)
Alvena T. Frost, Trustee of the Alvena)
T. Frost Trust, ARLIN STUTHEIT,)
RICHARD HAUBERG, ELAINE)
HAUBERG, GARY RADEMACHER,)
and PAMELA RADEMACHER, on)
behalf of themselves and all others)
similarly situated,)

Plaintiffs,)

v.)

CAPITAL GROWTH FINANCIAL, Inc.,)
REBECCA ENGLE, BRIAN)
SCHUSTER, ENGLE & SCHUSTER)
FINANCIAL, Inc., AMERICAN)
CAPITAL, Corporation, ROYAL PALM)
CAPITAL GROUP, Inc., CAPITAL)
GROWTH EQUITY FUND I, LLC, ALAN)
JACOBS, MICHAEL JACOBS,)
GERALD PARKER, JOHN BOYCE,)
GERALDINE MAGALINCK, PATRICK)
HARRINGTON, PETER KIRSCHNER,)
and STARK WINTER SCHENKEIN &)
CO., LLP,)

Defendants.)

8:07CV254

ORDER

Pursuant to NERGenR 1.5(a)(1) the court refers this case to the United States Bankruptcy Court for the District of Nebraska to determine whether bankruptcy has been filed by any of the parties in this case, and in particular by Rebecca Engle in the United States Bankruptcy Court, for the District of Arizona, 4:08-BK06355.

IT IS HEREBY ORDERED THAT:

1. Pursuant to NEGenR 1.5(a)(1), this case is referred to the United States Bankruptcy Court for the District of Nebraska;
2. This case shall be terminated for statistical purposes by the Clerk of the Court for the District of Nebraska; and
3. The Clerk of the Court for the District of Nebraska shall deliver the court file to the Clerk of the Bankruptcy Court for the District of Nebraska.

DATED this 30th day of June, 2008.

BY THE COURT:

s/ Joseph F. Bataillon

Joseph F. Bataillon
Chief United States District Judge